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OFFICE OF PETITIONS

In re Application of :
Paul Silinger et al. :
Application No. 10/765,782 : DECISION ON RENEWED PETITION
Filing Date: June 11, 2003 : UNDER 37 C.F.R. §1.183
Attorney Docket No. H0002233 US :
- 4015 :
Title: INTERNAL HEAT SPREADER :
PLATING METHODS AND DEVICES :

This is a decision on the renewed petition under 37 C.F.R. §1.183, filed June 8, 2004, requesting that 37 C.F.R. §1.10(e)(1) be waived so that application number 10/765,782 can be accorded a filing date of June 11, 2003.

The application was deposited on January 26, 2004. On March 18, 2004, Petitioner submitted a petition under 37 C.F.R. §1.10(e), where Petitioner alleged that the application was first deposited on June 11, 2003.

Although the original petition established that the application was deposited with the USPS on June 11, 2003, it was dismissed with the following rationale set forth:

Unfortunately, this petition was filed over six months after the filing of the application, and the relevant regulation requires any petition under this section to be filed promptly. While it is understandable that employees take extended periods of leave at times, 37 C.F.R. §1.10(e)(1) cannot be waived without the filing of a petition under 37 C.F.R. §1.183.

With the instant petition, Petitioner has submitted a change of address and a request to have this section of the C.F.R. waived. The petition fee (\$130) has been charged to Petitioner's Deposit Account, as authorized in the petition.

Accordingly, the petition is **GRANTED**, and 37 C.F.R. §1.10(e)(1) is hereby **WAIVED**.

The change of correspondence address has been entered and made of record.

After this decision is mailed, the application will be forwarded to the Office of Initial Patent Examination, for further processing with a filing date of June 11, 2003, and for the mailing of a corrected filing receipt.

Telephone inquiries regarding *this decision* should be directed to the undersigned at (703) 305-0011.



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